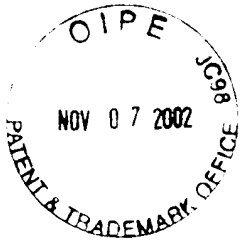


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BOX AF
REPLY UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE

PATENT
2761-0138P



IN THE U.S. PATENT AND TRADEMARK OFFICE

APPLICANT: Deepak PENTAL et al. CONF.: 2170
SERIAL NO: 09/633,274 GROUP: 1638
FILED: August 4, 2000 EXAMINER: A. Kubelik
FOR: REGULATION OF LETHAL GENE EXPRESSION IN
PLANTS

REPLY AFTER FINAL UNDER 37 C.F.R. § 1.116

BOX AF
Assistant Commissioner for Patents
Washington, D.C. 20231

November 7, 2002

Sir:

In response to the Office Action dated August 7, 2002, the due date for Reply being November 7, 2002, the following remarks and amendments are respectfully submitted in connection with the above-identified application.

IN THE CLAIMS:

Please cancel claims 12, 21, 22, 24, and 25 without prejudice or disclaimer of the subject matter recited therein.

Please amend the following claims:

1. (Twice Amended) An insulator construct for controlling leaky expression of a lethal gene from enhancing